

IN THE ST. MARY'S COUNTY BOARD OF APPEALS

VAAP NUMBER 22-1643

BOOTHE PROPERTY

SIXTH ELECTION DISTRICT

DATE HEARD: February 9, 2023

ORDERED BY:

**Mr. Ichniowski, Mr. Bradley, Ms. Delahay,
Mr. Payne and Mr. Richardson**

ENVIRONMENTAL PLANNER: STACY CLEMENTS

DATE SIGNED: March 9, 2023

Pleadings

Jennifer and Wayne Boothe (“Applicants”) seek a variance (VAAP # 22-1642) to reduce the front setback from 25’ to 5’ for a replacement garage.

Public Notification

The hearing notice was advertised in *The Southern Maryland News*, a newspaper of general circulation in St. Mary’s County, on January 20, 2023 and January 27, 2023. The hearing notice was also posted on the property. The file contains the certification of mailing to all adjoining landowners, even those located across a street. Each person designated in the application as owning land that is located within two hundred feet of the subject property was notified by mail, sent to the address furnished with the application. The agenda was also posted on the County’s website on February 3, 2023. Therefore, the Board finds and concludes that there has been compliance with the notice requirements.

Public Hearing

A public hearing was conducted at 6:30 p.m. on February 9, 2023 at the St. Mary’s County Governmental Center, 41770 Baldrige Street, Leonardtown, Maryland. All persons desiring to be heard were heard after being duly sworn, the proceedings were recorded electronically, and the following was presented about the proposed variance requested by the Applicants.

The Property

Applicants own the real property situate 25225 Blue Heron Lane, Hollywood, MD 20636 (“the Subject Property”). The Subject Property is in the Rural Preservation District (“RPD”) Zoning District and is identified at Tax Map 21, Grid 24, Parcel 32.

The Variance Requested

Applicants seek a variance from St. Mary’s County Comprehensive Zoning Ordinance